

CIVIL DIVISION

Number: 261

Each of the Civil Division components is engaged almost exclusively in the conduct or supervision of matters in litigation. The only nonlitigative work performed by attorneys is occasional preparation of reports on pending legislation and the need to search and respond to Freedom of Information Act requests.

Office of the Assistant Attorney General

Number: 11

This number includes:

- (1) the Assistant Attorney General;
- (2) three Deputy Assistant Attorneys General;
- (3) two Special Assistants to the Assistant Attorney General;
- (4) a Legislative Officer, who coordinates the Division's legislative program (including the commenting on legislation referred to the Division for review);
- (5) one Special Litigation Counsel, a senior trial attorney who handles special and complex cases; and
- (6) the Foreign Litigation Unit - retains counsel and supervises litigation brought against the United States in foreign courts; handles in this country litigation arising under the Trading with the Enemy Act and international legal problems affecting foreign interests; handles the obligations of the United States under the laws and treaties relating to foreign judicial assistance. Approximately 70% of the attorneys' time is devoted to the investigation and preparation of foreign lawsuits and the supervision of foreign counsel; 30% is devoted to domestic litigation and the judicial assistance functions. United States Attorneys are not utilized.

Admiralty and Shipping Section (Including New York and
San Francisco Field Offices)

Number: 19 (Washington 11; New York 5; San Francisco 3)

These attorneys defend or assert the interests of the United States in collision, cargo damages, personal injury or death cases under maritime laws, and enforce maritime penalties and forfeitures, including vessel-caused pollution in navigable waters. The section handles directly about 95% of its cases and works closely with United States Attorneys in 5%.

Appellate Section

Number: 29

These attorneys prepare memoranda to the Solicitor General recommending for and against appeal, prepare briefs for Courts of Appeal, and for the Supreme Court, present oral argument in Courts of Appeal. Approximately 50% of the Division's appeals are directly handled by the Section and 50% are assigned to U. S. Attorneys. Briefs prepared by U. S. Attorneys are reviewed in the Section (5% of staff time).

Court of Claims Section

Number: 30

This section handles 100% of its cases directly and is responsible for defending the United States against money claims brought in the Court of Claims in construction, supply and service contracts, military and civilian pay suits, transportation charges, renegotiation cases, Congressional reference matters and others.

Frauds Section

Number: 16

This section is responsible for suits under the False Claims Act, for bribery and kickback cases, and for qui tam proceedings. Section attorneys handle approximately 95% of the civil fraud cases and approximately 5% are referred to United States Attorneys for cooperative handling. Attorneys devote about 90% of their time to the preparation and trial of cases handled directly and about 10% to the guidance of United States Attorneys.

General Litigation Section

Number: 43

This section defends the Government, its officers and employees against all challenges related to their official conduct (other than negligence), injunction suits for and against the United States or its officials, labor suits, and the integrity of official government activity. Approximately 90% of the cases are referred to United States Attorneys and approximately 10% are handled directly. Approximately 45% of each attorney's time is devoted to the preparation and trial of cases being handled directly and approximately 55% is devoted to the furnishing of assistance and guidance to the United States Attorneys.

Commercial Litigation Section

Number: 18

These attorneys assert or enforce Government claims under diverse contract matters, in bankruptcy, probate, veterans affairs, real and personal property, foreclosures and liens. They directly handle about 10% of the cases and refer about 90% to U. S. Attorneys. Approximately 40% of attorney's time is devoted to direct handling and 60% to guidance of U. S. Attorneys.

Patents Section

Number: 16

This section defends in the Court of Claims against patent infringement suits and prosecutes in district courts suits for cancellation of patents for fraud on the Patent Office. The section handles 100% of its cases directly.

Torts Section

Number: 20

This section defends the United States against negligence suits, and Government officials sued in tort. Litigation arising out of aviation disasters are handled directly in 80% of

those cases. Aviation cases occupy approximately 90% of the attorney's time in the trial preparation and trial and approximately 10% in assisting United States Attorneys. In malpractice and nonaviation torts, section attorneys handle directly approximately 10% of the cases and 90% are referred to United States Attorneys. Of these cases, approximately 70% of the attorney's time is devoted to the preparation and trial of cases and about 30% in assisting United States Attorneys.

Customs Section

Number: 21

This section handles 100% of its cases directly. It represents the United States in the Customs Court and in the district courts in suits based upon appraisals, evaluations and classifications of imported goods under the tariff laws, as well as in anti-dumping and countervailing duty suits. In addition, the section frequently prepares appeal memoranda for submission to the Solicitor General and briefs and argues many of its cases before the Court of Customs and Patent Appeals.

Office of Alien Property

Number: 1

This attorney is responsible for completing the administration, liquidation and disposition of alien property seized during World War II. The duties include handling litigation, arranging sales, and resolving accounting issues.

Judgment Enforcement Unit

Number: 7

This unit is responsible for post judgment procedures and collection of all judgments obtained by any of the sections in the division. Ninety-five percent (95%) of the judg-

are assigned to United States Attorneys for collection. Five percent (5%) are retained for direct handling. All post judgment litigation is handled by unit attorneys directly. Approximately 20% of the attorney's time is devoted to direct handling activities and 80% to assistance and guidance to United States Attorneys.

Economic Litigation Section

Number: 20

These attorneys represent the interests of the United States in suits brought under the Federal Energy Act, cases relating to GSA's purchase of utility services for the Government, power cases under the Flood Control Act, cases in defense of HUD's housing programs, and a large portion of renegotiation cases in the Court of Claims. Approximately 40% of the HUD cases, and all of the others are handled directly by section attorneys. Approximately 60% of the HUD cases (about 400) are referred to United States Attorneys. The section attorneys spend approximately 90% of their time in the preparation and trial of cases directly handled and about 10% in assistance to United States Attorneys on HUD cases.

Information and Privacy Section

Number: 10

This section defends all suits brought under the Freedom of Information Act, the Advisory Committee Act, Privacy Act, and the Sunshine Act, as well as suits seeking expungement of data from Government records. Approximately 20% of the section's cases are handled directly by its attorneys and 80% are referred to United States Attorneys. Section attorneys devote about 55% of their time to the preparation and trial of cases directly handled and 45% to assistance to United States Attorneys.

CIVIL RIGHTS DIVISION

Number: 162

Office of the Assistant Attorney General

Number: 3

This number includes the Assistant Attorney General and two Deputy Assistant Attorneys General.

Education Section

Number: 30

This section attempts to secure equal educational opportunities for all children throughout the Nation by enforcing federal statutes regarding school desegregation.

Employment Section

Number: 23

This section enforces federal laws and statutes prohibiting discriminatory employment practices in the public and private sectors on the basis of race, color, religion, sex and national origin; and enforces Executive Order 11246, federal merit standard statutes and implementing regulations and contractual clauses requiring nondiscrimination in employment by recipients of federal assistance.

Criminal Section

Number: 18

This section investigates and either prosecutes or authorizes prosecution of persons responsible for criminal interference with federal rights.

Housing Section

Number: 23

This section enforces the provisions of the 1968 Fair Housing law through negotiations and litigation.

Number: 16

This section obtains, through litigation, compliance with federal civil rights voting laws; enforces federal statutes relating to nondiscrimination in voting; and reviews submissions of voting changes under Section 5 of the Voting Rights Act of 1965.

Federal Programs Section

Number: 11

This section implements the Department's responsibility under Executive Order 11764 to coordinate enforcement by other federal agencies of Title VI of the 1964 Civil Rights Act which prohibits discrimination in federally assisted programs. Functions include surveys of the federal agencies and of state and local agencies which receive federal funds, rendering legal opinions, development of regulations and litigation.

Appellate Section

Number: 13

This section handles and coordinates appeals of cases within the Division's jurisdiction; develops the Division's amicus participation in appellate courts; and handles legislative matters.

Public Accommodations and Facilities Section

Number: 12

This section litigates cases under federal civil rights laws requiring nondiscrimination in places of public accommodation and public facilities, and cases involving the constitutional rights of persons confined in state and local prisons and jails. The section also appears as amicus curiae in significant cases pursuant to Title IX of the Civil Rights Act of 1964.

Indian Rights Section

Number: 7

This section enforces Title II of the Civil Rights Act of 1968 and other federal civil rights statutes protecting American Indian citizens, and enforces other federal civil rights statutes when American Indians are involved.

Special Litigation Section

Number: 6

This section protects the constitutional rights of children and of mentally and physically handicapped persons voluntarily and involuntarily confined in state and local governmentally operated or supported mental hospitals; mental retardation habilitation facilities; juvenile reformatories; training schools, or detention centers; homes for the aged; and facilities for the physically handicapped and chronically diseased. The section is charged with ensuring the constitutional rights of persons civilly committed to institutions and with ensuring certain other rights of handicapped persons.

CRIMINAL DIVISION

Number: 316

Office of Assistant Attorney General

Number: 9

This number includes:

- (1) the Assistant Attorney General;
- (2) three Deputy Assistant Attorneys General;
- (3) two Special Assistants to the Assistant Attorney General;
- (4) two attorneys who handle budgetary and administrative matters; and

(5) one Staff Assistant who handles special grand jury and trial assignments.

Administrative Section

Number: 1

This attorney supervises a unit of nonlawyers who coordinate the collection of criminal fines and forfeiture judgments in the United States Attorneys' offices.

Special Litigation Section

Number: 12

These attorneys conduct trials and handle appeals (including preparing memoranda to the Solicitor General, and briefing and arguing cases in the Courts of Appeals). They also advise U. S. Attorneys, investigative agencies, and the intelligence community; and perform other duties. Approximately 24% of the attorneys' time is spent in direct litigation, 33% in providing advice and assistance to U. S. Attorneys and other organizations, 33% in joint litigation with U. S. Attorneys, and 10% in the preparation of petitions.

Narcotic and Dangerous Drug Section

Number: 19

These attorneys prosecute drug law violations and handle appeals in this area. They supervise requests for immunity and witness protection, parole of Government witnesses into the United States, and requests for foreign provisional arrest; prepare memoranda for the Solicitor General on all adverse decisions to the Government; answer Congressional inquiries; participate in DEA and attorney training; and perform various other functions. In FY 1976, including the transition period, section attorneys logged the following: 113 mandays in grand jury preparation and presentation, 696 mandays in trials (including preparation days), and 390 mandays in preparation and argument of appellate cases.

Appellate Section

Number: 33

These attorneys draft the briefs, petitions, and responses of Criminal Division cases for filing in the Supreme Court. This amounts to approximately 85-90% of section work. In addition, all attorneys in the section brief and argue a few court of appeals cases each year. The court of appeals review unit monitors the cases in the Fifth and Sixth Circuits to aid U. S. Attorneys in writing court of appeals briefs and in assuring that the positions taken in the particular circuit are consistent. Finally, the section reviews all recommendations to the Solicitor General for or against seeking review of Criminal Division cases that have been lost in the district courts and the courts of appeals.

Internal Security Section

Number: 14

This Section supervises the enforcement of more than 80 statutes involving internal security and foreign relations, including those relating to treason, espionage, neutrality, sabotage, the registration of foreign agents, munitions control, and fishery conservation. Because of the complexity of this area of the law and the frequent need for direct coordination with other Government agencies, the U.S. Attorneys do not initiate cases without the express consent of the section. Section attorneys authorize all cases that are initiated, supervise all phases of the litigation and, if necessary, participate directly in the grand jury, trial and appellate stages.

Legislation and Special Projects Section

Number: 16

This Section develops the Division's legislative program (occupying the time of half of the Section attorneys because of the proposed Criminal Code Reform Act of 1977) and provides legal research and advice to other sections of the Division, to U. S. Attorney offices, and to the Federal investigative agencies. Half of the attorneys are involved in the Division's legislative program.

Number: 25

These attorneys handle activities relating to some 700 provisions of the Federal criminal law involving crimes against Government operations, interstate commerce operations, members of the public, and the conduct of Federal trials and hearings. Attorney time is divided about evenly among (1) non-case oriented activity (liaison and coordination with Congress, other elements of Government, and public groups; initiation and review of legislation; legal research); (2) supervision and support of trials and investigations (guidance and assistance of case attorneys and investigators; recommendations on appeals); and (3) direct participation in trials and investigations. In FY 1976, these attorneys handled 1,660 nonroutine inquiries from Congress and the public. Over 2 1/2 personyears were spent in the field in the investigation and trial of cases.

Fraud Section

Number: 31

These attorneys coordinate the Federal law enforcement effort against a variety of white-collar offenses including, inter alia, violations of the mail and wire fraud statutes, Securities Act, numerous false statement and claim statutes, and statutes dealing with Government benefit program frauds and procurement frauds; provide legal and policy guidance relating to white-collar crime cases to U. S. Attorneys; maintain liaison with relevant Federal investigative and regulatory agencies; supervise and participate in major fraud investigations and prosecutions where indicated; evaluate the need for additional legislation designed to curb the instances of white-collar crime trends; provide litigation support services to the U. S. Attorneys including, inter alia, processing their requests for electronic surveillance clearances; and respond to Congressional and public inquiries. 70% of the attorneys' time is spent in direct litigation of cases, 20% in providing advice and consultation to the U. S. Attorneys, and 10% in noncase oriented activities.

Number: 113

These attorneys coordinate the efforts of various Federal agencies against organized crime. This function includes encouraging the interchange of information between these agencies and local law enforcement, and providing legal assistance to obtain electronic surveillance authorizations and other process. They also conduct grand jury investigations, prosecute indictments, and handle appeals where appropriate. Four supervising attorneys supervise the investigative and litigative activities of the 13 strike forces. Sixteen staff attorneys provide support to the strike forces and to U. S. Attorneys when requested. Approximately 85% of the attorneys' time is involved in direct litigation with the remainder utilized in support of the U. S. Attorneys.

Public Integrity Section

Number: 19

This section, in operation since March 1976, enforces all statutes concerning abuse of office or other illegalities involving public officials. Section attorneys spend at least 75% of their time in the direct conduct of investigations and prosecution of cases, which are pursued either by the Public Integrity Section alone or as joint projects with U. S. Attorney's offices. The section also provides support services for U. S. Attorneys, legal research and advice, training seminars, etc.

Government Regulations and Labor Section

Number: 24

Attorneys in this Section review and comment on proposed legislation, make recommendations regarding adverse judicial decisions and comment on proposed administrative regulations.

There are three units within the Section. The Immigration and Naturalization Unit reviews requests for judicial assistance and extradition, advises both U. S. Attorneys and the representatives of foreign governments, litigates and participates in treaty negotiations. Attorneys devote 75% of their time to direct litigation and 25% to other duties.

Attorneys in the Government Regulations Unit advise U. S. Attorneys and regulatory and investigatory agencies, principally in copyright, customs, obscenity, protection of wildlife, protection of the health and safety of the workforce, and enforcement of agricultural statutes. Attorneys spend about 15% of their time on direct litigation of cases.

The Labor Unit enforces the criminal provisions of the various labor and welfare benefit statutes and the Hobbs Act. Attorneys in this unit divide their time equally between litigation and the rendering of advisory, consultative, training and coordinating services to the U. S. Attorneys, the FBI and the Department of Labor.

LAND AND NATURAL RESOURCES DIVISION

Number: 127

Office of Assistant Attorney General

Number: 5

This number includes:

- (1) the Assistant Attorney General;
- (2) the Deputy Assistant Attorney General;
- (3) two Legislative Assistants, who coordinate the Division's legislative program and process Freedom of Information Act and Privacy Act requests; and
- (4) one Senior Trial Attorney, who handles special and complex cases.

General Litigation Section (Department and Field)

Number: 28

This section handles (1) all cases filed in the Court of Claims involving claims for just compensation under the Fifth Amendment and claims against the United States for money damages

involving real property; (2) litigation involving charges that federal officials have not complied with the National Environmental Policy Act; (3) litigation arising under the public land laws; (4) litigation involving Indians other than tribal claims against the United States and the protection of Indian resources; (5) litigation involving trespasses on federal lands including fire damage in national parks, national forests, and on public lands; (6) miscellaneous real property litigation such as quiet title actions and boundary disputes. In category 1, the litigation is handled entirely by attorneys of the General Litigation Section. In the remaining categories, attorneys of the section supervise and assist United States Attorneys in various degrees, sometimes taking over complete responsibility.

Appellate Section

Number: 21

This section handles appeals of cases within the Division's jurisdiction -- briefing and arguing cases in the courts of appeal and the state Supreme Courts; preparing briefs in the United States Supreme Court; preparing recommendations for or against appeal for the approval of the Solicitor General.

Indian Claims Section

Number: 15

This section defends the United States against claims by Indian tribes brought in the Indian Claims Commission and the Court of Claims. These claims are largely based on (1) inadequate compensation for land, (2) erroneous disbursements of tribal funds, (3) failure to collect money due the tribe, and (4) mismanagement of reservation resources. U. S. Attorneys are not involved in these claims.

Marine Resources Section

Number: 4

This specialized section is responsible for all matters relating to marine resources and maritime boundaries. These attorneys conduct litigation at both the trial and appellate levels; advise all attorneys in the Department handling any case or matter, not otherwise handled by the Marine Resources Section, which involves the jurisdiction of the United States in the adjacent seas or seabed; comment on legislation concerned with marine resources and maritime boundaries; and participate in intragovernmental bodies to coordinate United States policy on law of the sea.

Pollution Control Section

Number: 18

Staff attorneys brief and argue all cases involving direct review in courts of appeal of EPA actions under the Clean Air Act and other statutes. Staff attorneys also handle actions in the district courts, such as challenges to EPA's approval of water quality standards, with minimal involvement of U. S. Attorneys. Staff attorneys handle all pollution-related litigation before the Court of Claims; prosecute major violations of the environmental statutes (routine ones handled by U. S. Attorneys); and render advice and assistance to United States Attorneys in enforcement matters.

Land Acquisition Section (Department and Field)

Number: 28

This section institutes and prosecutes suits on behalf of the United States for the condemnation of private property for public use. Section attorneys provide advice and consultation to the United States Attorneys, and directly litigate cases.

Indian Resources Section

Number: 8

This section supervises litigation involving United States protection of tribal assets and jurisdiction; assertion of Indian rights to property and infringement of tribal self-government by states in the fields of taxation, alcoholic beverage control, law enforcement, reservation boundaries and other related matters.

The attorneys spend 80% of their time in direct litigation of cases; 20% is spent advising and consulting with United States Attorneys.

TAX DIVISION

Number: 219

Office of the Assistant Attorney General

Number: 5

This number includes:

- (1) the Acting Assistant Attorney General;
- (2) one Deputy Assistant Attorney General;
- (3) the Director of Civil Litigation, who coordinates the four regions of the Civil Trial Section;
- (4) a Special Assistant to the Director of Civil Litigation; and
- (5) one Senior Trial Attorney, who handles special and complex civil cases.

Administrative Section

Number: 1

This attorney is primarily responsible for budgetary and general administrative matters.

Appellate Section

Number: 49

These attorneys draft briefs on the merits in tax cases in the Supreme Court, the Federal Courts of Appeals and state courts of appeals; draft jurisdictional statements in support of direct appeals to the Supreme Court; prepare briefs and memoranda supporting and opposing certiorari; draft recommendations for or against certiorari in all cases which the Government has lost in the Courts of Appeals; present oral arguments before the lower Federal Courts of Appeals and the state courts of appeals; prepare memoranda containing recommendations as to whether the Division should appeal from adverse decisions in the Federal District Courts or the Tax Court; and prepare memoranda containing recommendations as to whether we should seek certiorari from adverse decisions of the Courts of Appeals as well as memoranda recommending acceptance or rejection of offers in settlement of cases which are on appeal.

Review Section

Number: 10

This section appraises settlement offers involving Government concessions in excess of \$35,000 and advises the Assistant Attorney General or his delegate thereon. In addition, the section conducts legal research on proposed legislation on which the Division has been asked to comment and drafts legislative language which the Division wishes to propose, and considers various matters of litigation policy.

Criminal Section

Number: 47

These attorneys prosecute violations of Federal tax laws. This is accomplished by the review for prosecutive merit of cases referred to the Department of Justice by the Internal Revenue Service or otherwise, by the conduct of grand jury investigations and presentation of cases to grand juries for indictment, and by the trial of major violators as well as a large number of cases in which assistance is requested by the United States Attorneys' Offices.

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Civil Trial Sections (all Regions)

Number: 88

These attorneys conduct civil tax litigation; make recommendations for acceptance or rejection of offers of settlement, and make recommendations for appeal from adverse decisions of the trial courts.

Court of Claims Section

Number: 19

This section handles all taxpayer refund suits brought in the Court of Claims, and all suits for declaratory judgments on tax exemption status for certain organizations.

WATERGATE SPECIAL PROSECUTION FORCE

Number: 1

This attorney conducts grand jury investigations; prepares prosecution memoranda, indictments, briefs and all other necessary documents relating to the trial of cases; tries cases; and prepares appellate briefs and argues cases on appeal.

OFFICES OF THE UNITED STATES ATTORNEYS

Number: 94 U.S. Attorneys; 1,484 Assistant
U. S. Attorneys

The U. S. Attorneys and their assistants serve as the trial lawyers and legal representatives for the United States in the 50 states, Puerto Rico, and the territories. They con-

duct grand jury investigations, prosecute violations of criminal statutes, defend and prosecute civil suits, collect money due the United States as a result of criminal and civil actions, and prepare appellate briefs and argue cases in the courts of appeals.

EXECUTIVE OFFICE OF U. S. ATTORNEYS

Number: 8

The primary mission of this Office is to support the litigative efforts of the U. S. Attorneys. Its attorneys assist in coordinating legal matters between U.S. Attorney offices and the legal divisions and in providing legal support services directly to the U. S. Attorneys; participate in working groups concerning matters that may impact upon the U. S. Attorneys' litigating responsibilities; prepare and coordinate comments on legislative proposals; prepare and coordinate Freedom of Information Act and Privacy Act responses for all U. S. Attorneys; assist U. S. Attorneys to identify and obtain the necessary resources to meet their litigating needs; help to develop realistic appraisals of the manpower and other resources needed to meet the demands of particular cases or situations; occasionally reinforce the legal staff of a U. S. Attorney's office to handle litigation during periods of critical personnel shortages or when special situations, such as Wounded Knee, place a strain on regular resources; present a basic trial advocacy course for new Assistant U. S. Attorneys and legal division attorneys, and provide training in specialized areas such as white collar crime, narcotics law enforcement, appellate advocacy and criminal tax trials.

LAW ENFORCEMENT ASSISTANCE ADMINISTRATION

Number: 18

Office of General Counsel

Number: 9

These attorneys render opinions on the legal aspects of LEAA activities and on broad policy matters affecting the Administration or its statutory authority; plan and organize

with the Comptroller General and the Department's Criminal, Civil, Civil Rights and Antitrust Divisions all litigation actions on claims by and against LEAA; prepare litigation reports for the Civil, Criminal and Civil Rights Divisions in cases where LEAA is a party to a suit, and assist trial attorneys in such cases. The Office of General Counsel also considers the legal implications of contract and grant related complaints; reviews all agency directives for legal sufficiency; coordinates patent rights and copyright disposition of LEAA supported inventions and publications; and gives legal advice on other Acts, e.g., the National Environment Policy Act, with which LEAA must comply.

Office of Civil Rights Compliance

Number: 5

These attorneys analyze projects to ensure compliance with civil rights statutes, orders, rules, and regulations, and communicate to those in violation of such statutes.

Office of the Administrator; National Institute of Law Enforcement and Criminal Justice; Office of Regional Operations; Office of Juvenile Justice and Delinquency Prevention

Number: 4

One attorney in each of these four offices works on special projects, and provides advice on the review of grant applications and on the design and evaluation of the programs funded by LEAA.

BUREAU OF PRISONS

Number: 11

These attorneys are primarily responsible for reviewing approximately 2,500 appeals annually involving inmate grievances filed in compliance with internal administrative remedy procedures. They also work with local U. S. Attorneys in processing over 3,000 prisoner suits per year. Litigation is handled by local U. S. Attorneys; BoP legal staff assist in preparing the proper presentation of BoP policies and activities.

Federal law requires tort claims to be reviewed within the agency for possible administrative settlement. BoP processes approximately 500 personal injury and property claims annually. The attorneys also investigate and respond to more than 1,600 Freedom of Information and Privacy Act requests each year.

BoP attorneys monitor correctional litigation to keep abreast of necessary or recommended policy revisions as a result of judicial decisions. The legal staff also reviews pending legislation to assess anticipated impact upon the organization; conducts sensitive internal investigations, reviews all inmate worker's compensation claims, advises Federal Prison Industries and the construction and procurement staff on legal questions which arise, and teaches courses on correctional legal issues as part of BoP's staff training program.

IMMIGRATION AND NATURALIZATION
SERVICE

Number: 262

Office of Chief Counsel

Number: 12

This Office provides legal advice and counsel to the Commissioner and other personnel on I&NS policies, programs, and procedures. This includes reviewing proposed regulations and procedures; reviewing cases decided by the Board of Immigration Appeals; maintaining liaison with the Department, other agencies, and Congress on legislative proposals; supporting and assisting United States Attorneys or Department staff attorneys in prosecuting cases and pursuing appeals; reviewing Regional and Central Office recommendations on appeals to reconcile differences of opinion on the advisability of appealing; preparing legal opinions on questions of law upon request of the Commissioner.

Trial Attorneys

Number: 54

These attorneys, directed by the District Director and the Regional Counsel, represent the Service at formal hearings (deportation, exclusion, rescission) arising under the Immigration and Nationality Act and related laws. They also prepare appeals to the Board of Immigration Appeals on behalf of the Service, maintain liaison with and render assistance to the office of the U. S. Attorney, render advisory services to the staff officers of the District, and appear in criminal cases where recommendations against deportation are sought in State Courts.

Naturalization Examiners

Number: 196

Naturalization Examiners serve in a dual capacity; they act as officers of the Court in conducting preliminary examinations of petitioners for naturalization, and represent the Attorney General in preparing and trying naturalization cases before the Court.

DRUG ENFORCEMENT ADMINISTRATION

Number: 17

Executive Assistant

Number: 1

The Executive Assistant to the Administrator coordinates functioning of the Office of the Administrator; accomplishes special assignments; provides legal opinions relative to the assignments; disseminates information on established policy; reviews sensitive documents to keep abreast of critical problems and determine required staff action.

Number: 16

The Office of Chief Counsel advises on legal problems involved in the application of international conventions and protocols relating to illicit drug traffic; represents the Administrator in adversary proceedings under the Administrative Procedures Act hearings required by the narcotic drug and dangerous drug laws, and employee adverse action hearings whenever the employee is represented by an attorney; prepares proposed legislation and regulations; assists state officials in establishing adequate and uniform legislation and regulations covering controlled substances; acts as legal adviser to DEA regional officials; advises and assists in formulating a legal curriculum and instructing legal courses at the DEA training school; reviews questions of negligence in tort claims and claims against the United States; and rules on the probable cause for the seizure of all drugs, equipment, vehicles, vessels, and aircraft under 21 U.S.C. 881, and on petitions for remission or mitigation of forfeitures.

U. S. MARSHALS SERVICE

Number: 4

The Office of Legal Counsel provides day-to-day legal assistance and advice (on arrest, search-and-seizure, prisoner rights, etc.) to the Director, the headquarters and regional staffs, and the U. S. Marshals and Deputy U. S. Marshals; represents the Marshals Service in all administrative matters and hearings (adverse actions, grievances, employee claims, union arbitrations, Equal Employment Opportunity cases, and Civil Service Commission); adjudicates all administrative claims filed against the Service under the Federal Tort Claims Act and provides assistance to the United States Attorneys and the legal divisions in Federal court actions brought against the Marshals Service and individual employees for actions brought against the Marshals Service and individual employees for actions performed in the course of their official duties; conducts training classes and seminars; and assists the Director in preparing position statements.

The Office of Legal Counsel is comprised of four attorneys. The approximate amounts of time spent on the activities listed above is as follows: legal advice - 20%; administrative cases - 30%; judicial cases - 40% (primary counsel in 1/3 of these); training - 5%; other - 5%.

FEDERAL BUREAU OF INVESTIGATION

Number: 88

Legal Counsel Division

Number: 3

These attorneys supervise the overall administration of the Legal Counsel Division; handle special projects and contacts with the Department of Justice, Congress, and the White House; serve on the Attorney General's FBI Guidelines Committee.

Legal Instruction Unit

Number: 6

Physically located at the FBI Academy, Quantico, Virginia. These attorneys provide general legal instruction and specialized courses to FBI personnel and to National Academy classes; update instructional materials; supervise the administration of the Uniform Course of Legal Instruction now in effect in all FBI field offices; make a limited number of speaking appearances before law enforcement groups; and analyze reported appellate decisions affecting the FBI generally.

Office of Congressional Affairs

Number: 4

These attorneys analyze proposed or enacted legislation affecting the FBI; maintain liaison with Congressional Committee staffs; coordinate, arrange, and in certain circumstances prepare testimony of FBI officials before Committees of Congress; coordinate responses to Congressional requests for briefing or inquiries on constituent matters; and maintain liaison with outside legal organizations and the Executive Office for United States Attorneys.

Legal Research Unit

Number: 4

This unit provides legal advice to FBI Headquarters personnel and to various field offices; analyzes court decisions which affect the work of the FBI and issues necessary instructions to field offices on the basis of such analysis; reviews all Title III electronic surveillance applications for sufficiency and form; represent the FBI at Civil Service Commission adverse action hearings and handle subpoenas and court orders involving the FBI in cases in which the FBI is not a party.

Civil Litigation Unit

Number: 6

This unit assists Department of Justice attorneys in preparing defenses in civil suits against FBI personnel. There are currently over 200 such suits, and 30 administrative claims.

Information and Privacy Acts-Litigation Unit

Number: 7

This unit services all Department of Justice requirements in connection with the defense of litigation arising out of the Freedom of Information Act or Privacy Act.

Contract Review Unit-Administrative Services Division

Number: 1

This attorney assists in the issuance, negotiation, and administration of invitation for bids, requests for proposals and all contract issues and disputes arising therefrom.

National Crime Information Center (NCIC) Editorial Unit-
Administrative Services Division

Number: 2

This unit reviews and consults with other agencies on proposed legislation to determine impact on the Administrative

Services Division; interprets the Privacy Act and the Freedom of Information Act as they apply to the Administrative Services Division; ensures FBI compliance with legal responsibilities as managers of the NCIC system and assists Legal Counsel Division in NCIC lawsuits; responds to Congressional inquiries regarding NCIC matters; and performs various other NCIC-related duties.

Legal Instructors-Field Offices

Number: 11

These attorneys render legal advice to office personnel concerning investigative matters; obtain facts and documents associated with civil suits against the FBI or its personnel, handle responses to subpoenas and court orders; instruct FBI personnel and outside law enforcement agencies on legal matters; review or assist in preparing applications for warrants and Title III affidavits.

Freedom of Information-Privacy Acts Branch-Records Management Division

Number: 44

These attorneys respond to requests under the Acts; excise files for release to the public; and review document classifications.

ACTIVE FULL-TIME PERMANENT DOJ ATTORNEYS AS OF PAY PERIOD 08, 1977 ENDING 04/09/77

WEST VIRGINIA, NORTHERN	2
WEST VIRGINIA, SOUTHERN	6
WISCONSIN, EASTERN	14
WISCONSIN, WESTERN	5
WYOMING	3
CANAL ZONE	2
GUAM	2
VIRGIN ISLANDS	6
LOUISIANA, MIDDLE	4
CALIFORNIA, EASTERN	15
CALIFORNIA, SOUTHERN	37
LAW ENFORCEMENT ASSISTANCE ADMINISTRATION	18
BUREAU OF PRISONS	11
IMMIGRATION AND NATURALIZATION SERVICE	262
DRUG ENFORCEMENT ADMINISTRATION	17
UNITED STATES MARSHAL SERVICE	4
FEDERAL BUREAU OF INVESTIGATION	88
TOTAL	3,608